

Message Text

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ORIGIN EUR-12

INFO OCT-01 IO-11 CU-02 ISO-00 CIAE-00 DODE-00 PM-04 H-02

INR-07 L-03 NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15

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OIC-02 STR-04 /093 R

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USIAJKORDEK

L/EUR:HRUSSELL

L/ECP:MAURER

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FM SECSTATE WASHDC

TO AMEMBASSY VIENNA

INFO AMEMBASSY ATHENS

AMEMBASSY ANKARA

AMEMBASSY BERN

USMISSION NATO

AMEMBASSY BELGRADE

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AMEMBASSY MADRID

AMEMBASSY STOCKHOLM

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AMEMBASSY SOFIA

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USMISSION EC BRUSSELS

AMEMBASSY NICOSIA
AMEMBASSY VALLETTA
USMISSION USBERLIN
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AMEMBASSY THE HAGUE
AMEMBASSY BRUSSELS
AMEMBASSY LONDON
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AMEMBASSY LUXEMBOURG
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AMEMBASSY LISBON
AMEMBASSY PARIS

C O N F I D E N T I A L STATE 042689

E.O. 11652: GDS

TAGS: PFOR, CSCE

SUBJECT: CSCE: EXCHANGE AGREEMENTS

REF: VIENNA 1167

1. IN REGARD TO QUESTION ON EXCHANGE AGREEMENTS AND CSCE (PARA 6, REFTEL), YOU MAY INDICATE TO AUSTRIANS THAT US, AS GENERAL PRINCIPLE, ALSO WISHES TO MAINTAIN FLEXIBILITY IN GOVERNMENT-TO-GOVERNMENT EXCHANGE AGREEMENTS IN ORDER TO RETAIN POSSIBILITY FOR OTHER TYPES OF EXCHANGES.

2. WE BELIEVE, HOWEVER, THAT THIS DOES NOT NECESSARILY MEAN THAT REFERENCE TO FINAL ACT NEED BE OMITTED IN BILATERAL EXCHANGE AGREEMENTS, THOUGH WE WOULD NOT WISH LANGUAGE OF SUCH AGREEMENTS TO SUGGEST THAT THEY DERIVE SPECIFICALLY FROM THE CSCE, OR THAT THEY CONSTITUTE FULL IMPLEMENTATION OF BASKET III PROVISIONS. WE COULD, FOR EXAMPLE, FORESEE EXCHANGE AGREEMENTS IN WHICH THE CONFIDENTIAL

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PREAMBLE SIMPLY TAKES NOTE OF THE CSCE FINAL ACT. USE OF STRONGER OR MORE SPECIFIC FORMULATIONS, HOWEVER, RUNS THE RISK THAT THE SUBSEQUENT AGREEMENTS CAN BE READ AS

INTERPRETING THE CSCE FINAL ACT. WE WOULD CONSIDER THIS UNDESIRABLE, SINCE BILATERAL EAST-WEST EXCHANGE AGREEMENTS ARE UNLIKELY TO HAVE THE SCOPE OF THE FINAL ACT OR TO REFLECT THE BASIC WESTERN ORIENTATION

OF BASKET III PROVISIONS ON EXCHANGES.

3. WE BELIEVE THIS APPROACH RETAINS SUFFICIENT
FLEXIBILITY IN REGARD TO BILATERAL EXCHANGE AGREEMENTS.
AT THE SAME TIME, SIMPLE NOTATION OF THE FINAL ACT
WOULD SERVE AS A REMINDER THAT THE BILATERAL AGREEMENT
FORMS A PART OF CSCE IMPLEMENTATION OF THOSE PROVISIONS
ON EXCHANGES COVERED IN THE AGREEMENT.

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